

TENTATIVE RULINGS for CIVIL LAW and MOTION October 28, 2009

Pursuant to Yolo County Local Rules, the following tentative rulings will become the order of the court unless, by 4:00 p.m. on the court day before the hearing, a party requests a hearing and notifies other counsel of the hearing. To request a hearing, you must contact the clerk of the department where the hearing is to be held. Copies of the tentative rulings will be posted at the entrance to the courtroom and on the Yolo Courts Website, at www.yolo.courts.ca.gov. If you are scheduled to appear and there is no tentative ruling in your case, you should appear as scheduled.

Telephone number for the clerk in Department Eight: (530) 406-6848

TENTATIVE RULING

Case: Schimmel v. Levin
Case No. CV CV 09-617

Hearing Date: October 28, 2009 Department Eight 9:30 a.m.

Plaintiff's Motion For Leave To File A Second Amended Complaint is **VACATED**. (Code Civ. Proc., § 916, subd. (a); *Byington v. Superior Court* (1939) 14 Cal.2d 68, 70; *Paramount Pictures Corp. v. Davis* (1964) 228 Cal.App.2d 827, 835.) This matter is **STAYED** pending defendants appeal from the Order on Plaintiff's Motion to Disqualify Counsel and for Leave to File a Second Amended Complaint and Defendants' Anti-SLAPP Motion and Motion to Compel Arbitration dated August 31, 2009.

If no hearing is requested, the tentative ruling is effective immediately. No formal order pursuant to California Rules of Court, rule 3.1312 or further notice is required.